

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367

Telephone: (785) 296-6432 - Ag Permits
(785) 296-5517 - All Others

Public Notice No. KS-AG-17-232/243
KS-Q-17-138/144
KS-NQ-17-015

Beginning Date: October 26, 2017
Comments Due: November 25, 2017

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-17-232

Application(s) for New or Expansion of Existing Swine Facilities

Name and Address of Applicant

Melissa Langhofer
Kansas-Smith Farms, LLC
23179 #5 Road
Plains, KS 67869

Owner of Property Where Facility Will Be Located

Kansas-Smith Farms, LLC
23179 #5 Road
Plains, KS 67869

Legal Description

NW/4 of Section 34
T33S, R131W
Seward County

Receiving Water

Cimarron River Basin

Kansas Permit No.: A-CISW-H008

Federal Permit No.: KS0093581

This is notification KDHE has received a complete permit application for the operation of a swine waste management facility capable of housing 7,200 head (2,880 animal units) of swine weighing more than 55 pounds each. The complete application can be viewed at the office of the Seward County Clerk, the KDHE Southwest District Office in Dodge City, Kansas or the KDHE Main Office

in Topeka, KS. A permit to operate the proposed swine waste management system will not be issued without additional public notice.

Public Notice No. KS-AG-17-233/243

Pending Permits for Confined Feeding Facilities

<u>Name And Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Melissa Langhofer Kansas-Smith Farms, LLC Parity Grain 23179 #5 Road Plains, KS 67859	NW/4 of Section 34 T33S, R31W Seward County	Cimarron River Basin

Kansas Permit No.: A-CISW-H008

Federal Permit No.: KS0093581

This permit is being re-issued for an existing facility for 7,200 head (2,880 animal units) of swine weighing more than 55 pounds. This is an increase from the previously permitted number of animal units. The previous permit was approved for eight swine buildings but only four were built. The lagoon for the facility was built to handle the waste from eight buildings. This facility has an approved Nutrient Management Plan on file with KDHE.

Craig Achen Lakin Dairy, LLP P.O. Box 323 Lakin, KS 67860-0323	SE/4 of Section 29 & E/2 of Section 32 T25S, R36W Kearny County	Upper Arkansas River Basin
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Kansas Permit No.: A-UAKE-D001

Federal Permit No.: KS0093599

This is a re-issued permit for a combined facility. Modifications to the permit include the combination of two previously permitted facilities, A-UAKE-D001 and A-UAKE-C003, under common ownership and management into one permit, A-UAKE-D001. The facility is proposing to expand Area 6 by adding additional pens which will drain to an existing retention structure. The facility will have a maximum capacity of 16,660 animal units consisting of 9,700 head (9,700 animal units) of cattle weighing greater than 700 pounds, 3,000 head (1,500 animal units) of cattle weighing 700 pounds or less, and 3,900 head (5,460 animal units) of mature dairy cows. This facility has an approved Nutrient Management Plan on file with KDHE.

Steven Keating Winifred Feedlot 1731 18 th Road Frankfort, KS 66427	NE/4 of Section 26 T03S, R08E Marshall County	Big Blue River Basin
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Kansas Permit No.: A-BBMS-C001

Federal Permit No.: KS0080365

This permit is being modified for an existing facility for 2,900 head (2,900 animal units) of cattle weighing greater than 700 pounds and 50 head (2 animal units) of dogs. This facility has an approved Nutrient Management Plan on file with KDHE. The Nutrient Management Plan has been revised to include rendering and composting as methods of mortality disposal. Modifications to the permit include an updated facility description, schedule of compliance, and facility map. There are no other changes to the

permit. Only the portions of the permit being modified are subject to comment.

Eldon Sudbeck
2412 J Road
Seneca, KS 66538

SW/4 of Section 03
T02S, R12E
Nemaha County

Missouri River Basin

Kansas Permit No.: A-MONM-B013

This is a new permit for a new facility for 999 head (999 animal units) of cattle weighing greater than 700 pounds. Runoff from 9 acres of pens will be controlled by a diversion/sediment basin and a new earthen retention control structure.

Perry A. Beachy
Persue Dairy
4406 West Red Rock Rd.
Hutchinson, KS 67501

SE/4 of Section 20
T24S, R06W
Reno County

Lower Arkansas River
Basin

Kansas Permit No.: A-ARRN-M013

This is a renewal permit for an existing facility for 170 head (238 animal units) of mature dairy cattle, 122 head (61 animal units) of cattle weighing less than 700 pounds, 50 head (0.4 animal units) of chickens, and 40 head (0.488 animal units) of laying hens for a total of 299.888 animal units. There is no change in the animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Brad Shogren
914 Sioux Road
Lindsborg, KS 67456

SW/4 of Section 27
T17S, R04W
McPherson County

Smoky Hill River Basin

Kansas Permit No.: A-SHMP-B003

This permit is being reissued for an existing facility with a maximum capacity of 600 head (600 animal units) of cattle more than 700 pounds and 2 head (4 animal units) of horses, for a total of 604 animal units. This represents a decrease in animal units from the previous permit cycle.

Mick Summervill
Spring Valley Farm
1626 Turkey Creek Road
Marion, KS 66861

SW/4 of Section 16
T20S, R04E
Marion County

Neosho River Basin

Kansas Permit No.: A-NEMN-B001

This permit is being reissued for an existing facility with a maximum capacity of 950 head (950 animal units) of cattle more than 700 pounds. There is no change in the permitted animal units.

Rick Hanschu
133 Quail Road
Ramona, KS 67475

SE/4 of Section 36
T16S, R03E
Dickinson County

Smoky Hill River Basin

Kansas Permit No.: A-SHDK-B004

This permit is being reissued for an existing facility with a maximum capacity of 700 head (700 animal units) of cattle more than 700 pounds. There is no change in the permitted animal units from the previous permit cycle.

Robbie Dee Sweet
Sweet Livestock Farm
15269 Road B75
Colby, KS 67701

NE/4 of Section 29
T05S, R33W
Rawlins County

Upper Republican
River Basin

Kansas Permit No.: A-URRA-C002

Federal Permit No.: KS0097454

This is a renewal permit for an existing facility for 2,500 head (2,500 animal units) of cattle weighing more than 700 pounds. There has been no change in animal numbers from the last permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Daniel E. Gerety
Daniel & Jennifer Gerety Farm – Eastgate
604 Nemaha Street
P.O. Box 170
Seneca, KS 66538

NW/4 of Section 10
T03S, R13E
Nemaha County

Missouri River Basin

Kansas Permit No.: A-MONM-S067

This permit is being reissued for an existing facility with a maximum capacity of 1,400 head (560 animal units) of swine more than 55 pounds and 2,520 head (252 animal units) of swine 55 pounds or less, for a total of 3,920 head (812 animal units) of swine. There is no change in the permitted animal units from the previous permit cycle.

Bethell Hog Farm
32700 Stanley Road
Melvern, KS 66510

NE/4 of Section 28
T18S, R17E
Osage County

Maris des Cygnes

Kansas Permit No.: A-MCOS-H001

Federal Permit No.: KS0093734

An update to the Nutrient Management Plan (NMP) was received for this existing facility currently permitted for 4,800 head (1,920 animal units) of swine weighing greater than 55 pounds. The facility's NMP was updated to include a change in the application rate limitation for one field from no application to 1 x crop P removal application rate limitation. There are no changes to the permit or in the permitted number of animal units. Only the updated portions of the Nutrient Management Plan are subject to comment. This facility has an approved Nutrient Management Plan on file with KDHE.

Public Notice No.: KS-Q-17-138/144

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28 (b-g), and Federal Surface Water Criteria.

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>RECEIVING STREAM</u>	<u>TYPE OF DISCHARGE</u>
Bushton, City of PO Box 194 Bushton, KS 67427-0194	Cow Creek via Plum Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-AR15-OO01 Federal Permit No. KS0022250
Legal Description: NE $\frac{1}{2}$, SE $\frac{1}{4}$, NW $\frac{1}{4}$, S11, T18S, R10W, Rice County, Kansas

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a mechanical wastewater treatment plant consisting of: bar screen, imhoff tank, trickling filter, final clarification, sludge digestion, and sludge drying beds. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and pH, as well as monitoring for ammonia, E.coli, arsenic, flow, chloride and total phosphorus.

Chase, City of PO Box 223 Chase, KS 67524	Cow Creek via Spring Creek	Treated Domestic Wastewater
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Kansas Permit No. M-AR19-OO01 Federal Permit No. KS0051667
Legal Description: NW $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$, S32, T19S, R9W, Rice County, Kansas

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a three cell wastewater stabilization lagoon system. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E.coli, as well as monitoring for ammonia, chlorides, total phosphorus and arsenic.

Effingham, City of PO Box 94 Effingham, KS 66023	Stranger Creek via Unnamed Tributary	Treated Domestic Wastewater
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Kansas Permit No. M-KS15-OO01 Federal Permit No. KS0047279
Legal Description: S $\frac{1}{2}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$, S15, T6S, R18E, Atchison County, Kansas

Facility Name: Effingham Wastewater Treatment Facility

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a three cell wastewater stabilization lagoon system. The facility receives domestic wastewater from residential and commercial areas. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E.coli, as well as monitoring for ammonia and total phosphorus.

Exxon Mobil Corp 1400 S Harrison	Kansas River via Mill Creek	Treated Domestic Wastewater
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Olathe, KS 66061-7227

Kansas Permit No. I-KS52-PO02

Federal Permit No. KS0082988

Legal Description: NW¼, S1, T14S, R23E, Johnson County, Kansas

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility manufactures greases using refined base oils and commercially available fats, acids, amines, isocyanate, and additives. They also blend gear oils using refined base oils and additives. Steam condensate, cooling tower overflow, potable water line maintenance and fire protection water, and storm water runoff from the plant site are routed through a retention pond with an aerator and an oil water separator prior to discharge to Mill Creek (001). The annual average discharge to surface waters is about 19,000 gallons per day. The proposed permit contains limits for oil and grease, total residual chlorine, and pH, as well as monitoring for priority pollutant scan, flow, total sulfate, total suspended solids, phosphorus, and total petroleum hydrocarbon.

Galva, City of
PO Box 223
Galva, KS 67443

Turkey Creek via
Unnamed Tributary

Treated Domestic
Wastewater

Kansas Permit No. M-LA03-OO01

Federal Permit No. KS0022560

Legal Description: N½, SE¼, NW¼, S28, T19S, R2W, McPherson County, KS

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a five cell wastewater stabilization lagoon system. The facility will be updated in the next year to include three additional treatment cells and decommissioning of two existing cells. The proposed permit contains limits for biochemical oxygen demand, total suspended solids and E.coli, as well as monitoring for ammonia, chlorides, total phosphorus, and selenium.

Globe Engineering, Inc
1539 S. St. Paul
Wichita, KS 67213

Arkansas River via
Wichita Municipal Storm
Sewer System

Treated Domestic
Wastewater

Kansas Permit No. I-AR94-PO31

Federal Permit No. KS0086703

Legal Description: SE¼, SW¼, SE¼, S25, T27S, R1W, Sedgwick County, KS

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility manufactures aircraft sheet metal parts. All contact process and domestic wastewater is discharged into the city of Wichita's sanitary sewer. Air stripper effluent is discharged to the city storm sewer (outfall 001A1) but can be diverted to the city's sanitary sewer. The proposed permit contains limits for trichloroethylene, as well as monitoring for flow and volatile organic compounds (VOCs).

Partridge, City of
PO Box 174
Partridge, KS 67556

North Fork Ninnescah River
via Red Rock Creek

Treated Domestic
Wastewater

Kansas Permit No. M-AR70-OO01

Federal Permit No. KS0024619

Legal Description: SE¼, NW¼, NW¼, and SW¼, S15, T24S, R7W, Reno County, KS

Facility Name: Partridge Wastewater Treatment Facility

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a three cell wastewater stabilization lagoon system. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E.coli, chlorides, nitrate, and pH.

Public Notice No. KS-NQ-17-015

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-g).

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>LEGAL LOCATION</u>	<u>TYPE OF DISCHARGE</u>
Happy Joy Acres PO Box 699 Perry, KS 66073	NE¼, NE¼, NW¼, S28, T10S, R18E, Jefferson County, KS	Non-Overflowing

Kansas Permit No. C-KS58-NO04

Federal Tracking No. KSJ000569

This action consists of reissuing an existing Kansas Water Pollution Control Permit for an existing non-overflowing facility. The schedule of compliance states that by December 25, 2017, the permittee shall have a KDHE certified wastewater treatment operator to oversee the operation of this facility. The operator certification may be obtained either through training and examination of employing the services of a contract certified operator. A list of available contract certified operators may be obtained by calling KDHE at 785-296-5511.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of Livestock Waste Management Section for agricultural related draft documents or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367.

All comments regarding the draft documents or application notices received on or before **November 25, 2017**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-17-232/243, KS-Q-17-138/144, KS-NQ-17-015) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/ application. If response to any draft document / application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents / application and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and

specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.